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## IN THE UNITED STATES DISTRICT COURT

## FOR THE NORTHERN DISTRICT OF CALIFORNIA

DEL MAR SEAFOODS INC.,

No. C 07-02952 WHA

Plaintiff,

v.

**FURTHER QUESTIONS FOR  
ORAL ARGUMENT**BARRY COHEN, CHRIS COHEN (a/k/a  
CHRISTINE COHEN), *in personam*, and  
F/V POINT LOMA, Official Number 515298,  
a 1968 steel-hulled, 126-gross ton, 70.8 foot  
long fishing vessel, her engines, tackle,  
furniture apparel, etc., *in rem*, and DOES 1–10,

Defendant.

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At the oral argument set for June 16, 2008, both parties should be prepared to answer the following questions (using *only* the trial record):

- (1) Clarify the specific role of the F/V Point Loma in the joint venture that ended in 2004. Did its catches only go to the joint venture? Did the joint venture buy from other vessels?
- (2) Clarify the role of any other Barry Cohen restaurants and fish markets vis-a-vis the joint venture.
- (3) When the joint venture was operational, where was Barry Cohen stationed? Was he an employee of Del Mar (or only of the joint venture)?
- (4) Under the applicable law, must the attorney's fees clause be deemed reciprocal?

Dated: June 9, 2008.

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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE